

PIKE COUNTY PROJECT DEVELOPMENT BOARD

MEETING MINUTES

**Pike County Courthouse
Pikeville, Kentucky**

December 4, 2008 at 5:00 p.m.

PRESIDING OFFICER: JUDGE/EXECUTIVE WAYNE T. RUTHERFORD

MEMBERS OF THE BOARD PRESENT:

**Magistrate Jeff Anderson
City Manager/AOC Representative Donovan Blackburn
Circuit Judge Eddy Coleman
Circuit Court Clerk David Deskins
Citizen at Large Honorable Charles E. Lowe, Jr.
District Judge Darrell Mullins
State Bar Association Representative Neal Smith
AOC Project Manager Jeff Lilly**

OTHERS PRESENT:

**Bobby Branham, Executive Assistant to Judge Rutherford
R. Roland Case, Assistant Pike County Attorney
Russ Cassady, Press, Appalachian News-Express
Rhonda James, Finance Commissioner for Fiscal Court
Carrie Moore, Executive Assistant to Judge Rutherford
Representatives with Jeff Lilly:
 Garlan Vanhook, Executive Officer of Facilities at AOC
 Michael George of Ross, Sinclair & Associates
 Steve Sherman of Sherman, Carter and Barnhart, Architects
 Dave Sumner of Codell Construction
Penny Burke, Temporary Recorder**

Judge/Executive Wayne T. Rutherford, Chair of the Pike County Project Development Board, called to order a regularly scheduled meeting of the Board on December 4, 2008, at 5:00 p.m., in the Pike County Fiscal Courtroom, Pike County Courthouse, 146 Main Street, Pikeville, Kentucky.

Upon motion by Neal Smith and second by Judge Darrell Mullins, the Board unanimously APPROVED the meeting minutes for November 6, 2008.

Authorization to pay bills was next. **Upon motion by Neal Smith and second by Judge Darrell Mullins, the Board unanimously AUTHORIZED payment of the following bills:**

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|----|---|--------------|
| 1. | Reimbursement to Pike County Fiscal Court | \$ 1,403.55 |
| | (various advertisements; filing fees) | |
| 2. | Rose Farley, Recorder Fees..... | \$ 350.00 |
| 3. | Codell Construction Co..... | \$ 18,331.20 |
| | (Phase A Billing) | |
| | | <hr/> |
| | | \$ 20,084.75 |

When Judge Rutherford asked if there were any new business, Mr. Lilly answered no. Since there was old business concerning monetary decisions, Judge Rutherford called for Executive Session. **Upon motion by Donovan Blackburn and second by Neal Smith, the Board unanimously APPROVED moving into Executive Session.**

Following roll call after Executive Session, Judge Rutherford announced that the Pikeville City Attorney would be made a part of the attorneys for AOC during the Judicial Center project. **Upon motion by Neal Smith and second by David Deskins, the Board unanimously AUTHORIZED Rusty Davis, Pikeville City Attorney, to become a part of the legal team for the Pike County Project Development Board and AOC during the proposed Judicial Center project.**

Because the next scheduled Board meeting fell on the same date as the New Year's holiday, Judge Rutherford, at the request of Mr. Lilly, announced that the regular meeting was re-scheduled for January 15, 2009, with advertisement to be duly published in the local newspaper.

Attorney Case requested authorization for the attorneys to incur fees. **Upon motion by Neal Smith and second by David Deskins, the Board unanimously AUTHORIZED the attorneys serving the Board to incur any necessary expenses in the prosecution of lawsuits.** At a later point in the meeting, Attorney Case responded to a question from an audience member by explaining the entire procedure for condemnation and reiterated the time frame would be as announced before, noting that possession can be taken prior to any jury trial which would arise.

Judge Rutherford called upon Mr. Lilly who introduced those in the audience attending this meeting with him and who are listed in the attendance roster.

There being no further business, **upon motion by Judge Eddy Coleman and second by Darrell Mullins, the Board unanimously APPROVED ADJOURNMENT.**

Respectfully submitted,

Penny Burke, Temporary Recorder